

FILED

UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

FOR THE DISTRICT OF NEW MEXICO

AUG 10 2005

DIAMOND BAR CATTLE COMPANY
and LANEY CATTLE COMPANY

MATTHEW J. DYKMAN
CLERK

Plaintiffs,

vs.

CIVIL NO. 96-437 WJ/LCS

UNITED STATES OF AMERICA;
ANN VENEMAN, Secretary of
the United States Department of
Agriculture; and U.S.D.A.
Forest Service,

Defendants.

CONSENT JUDGMENT ON FINAL DAMAGES

This matter coming before the Court on the stipulation of the parties, the Court being fully informed in the premises, and Kit and Sherry Laney, Diamond Bar Cattle Co. and Laney Cattle Co. (collectively the "Laneys") having withdrawn all objections to the United States' Motion for Final Damages (including Docket Nos. 116, 120, 121, 124, 125, and 136) and having consented to entry of judgment for damages against them, jointly and severally, as set forth herein; and in addition, the Laneys agreeing to comply with all Orders and Judgments heretofore entered in this case and Orders and Judgments that may be entered hereafter; all parties indicating their agreement and consent to judgment being entered as set forth herein;

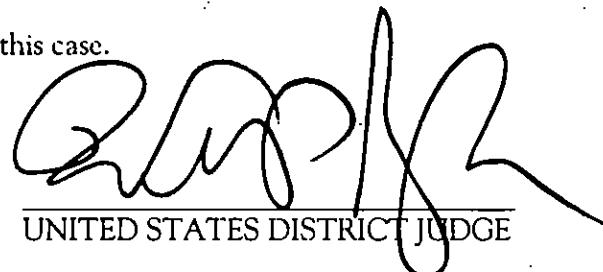
IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED that as to the United States' Motion for Final Damages Judgment be and hereby is granted in its entirety and Judgment is entered, jointly and severally, against Kit and Sherry Laney, Diamond Bar Cattle Co. and Laney Cattle Co. (collectively the "Laneys") in the amount of \$437,816.27. The Court's

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previous Partial Judgment on damages [Docket No. 111] remains in full force and effect, and is in addition to this Consent Judgment.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED THAT that the United States shall retain the proceeds realized from the sale of the Laneys' impounded cattle in the amount of \$200,800.50, that amount to be credited against the \$437,816.27 awarded by this Consent Judgment. Interest shall run on the unpaid balance of \$237,015.77 pursuant to 28 U.S.C. §1961.

The Court retains jurisdiction to enforce provisions of this Consent Judgment and all other Orders and Judgments entered in this case.



UNITED STATES DISTRICT JUDGE

APPROVED:

DAVID C. IGLESIAS
United States Attorney

HOWARD R. THOMAS
Assistant U.S. Attorney
P.O. Box 607
Albuquerque, NM 87102
(505) 346-7274

Dated: 8-5-05

SHERRY FARR, Pro Se

Dated: _____

KIT LANEY, Pro Se

Dated: _____

DIAMOND BAR CATTLE CO., by
Its general partners, Kit Laney and Sherry
Farr:

SHERRY FARR, General Partner, Diamond
Bar Cattle Co.
Dated: _____

KIT LANEY, General Partner, Diamond Bar
Cattle Co.
Dated: _____

Counsel for Diamond Bar Cattle Company

Dated: _____

LANEY CATTLE CO., by
Its general partners, Kit Laney and Sherry
Farr:

SHERRY FARR, General Partner, Laney
Cattle Co.
Dated: _____

KIT LANEY, General Partner, Laney
Cattle Co.
Dated: _____

Counsel for Laney Cattle Company
Dated: _____

NOTE: Approval to submit this Consent Judgment with faxed signatures appended was granted on August 5, 2005, by the chambers of William P. Johnson, United States District Judge

 + 8-5-05
Howard R. Thomas
Assistant U.S. Attorney

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DAVID C. IGLESIAS
United States Attorney

HOWARD R. THOMAS
Assistant U.S. Attorney
P.O. Box 607
Albuquerque, NM 87102
(505) 346-7274

Dated: _____

Sherry Fark
SHERRY FARK, Pro Se

Dated: July 29, 2005

KIT LANEY, Pro Se

Dated: _____

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United States Attorney

HOWARD R. THOMAS
Assistant U.S. Attorney
P.O. Box 607
Albuquerque, NM 87102
(505) 346-7274

Dated: _____

SHERRY FARR, Pro Se

Dated: _____


KIT LANEY, Pro Se

Dated: Aug 3 - 05

DIAMOND BAR CATTLE CO., by
Its general partners, Kit Laney and Sherry
Farr:

Sherry Farr

SHERRY FARR, General Partner, Diamond
Bar Cattle Co.

Dated: July 29, 2005

KIT LANEY, General Partner, Diamond Bar
Cattle Co.

Dated: _____

Paul M. Glan

Counsel for Diamond Bar Cattle Company

Dated: 8/5/05

LANEY CATTLE CO., by
Its general partners, Kit Laney and Sherry
Farr:

Sherry Farr

SHERRY FARR, General Partner, Laney
Cattle Co.

Dated: July 29, 2005

KIT LANEY, General Partner, Laney
Cattle Co.

Dated: _____

Paul M. Glan

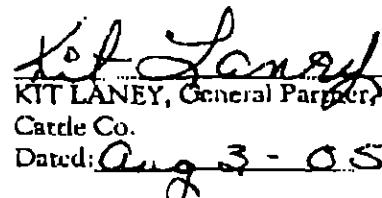
Counsel for Laney Cattle Company

Dated: 8/5/05

DIAMOND BAR CATTLE CO., by
Its general partners, Kit Laney and Sherry
Farr:

SHERRY FARR, General Partner, Diamond
Bar Cattle Co.

Dated: _____


KIT LANEY, General Partner, Diamond Bar
Cattle Co.
Dated: Aug. 3 - 05

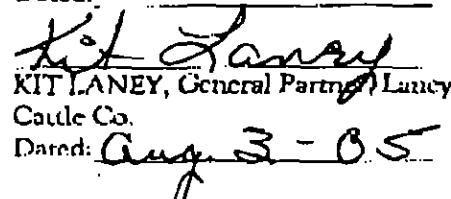
Counsel for Diamond Bar Cattle Company

Dated: _____

LANEY CATTLE CO., by
Its general partners, Kit Laney and Sherry
Farr:

SHERRY FARR, General Partner, Laney
Cattle Co.

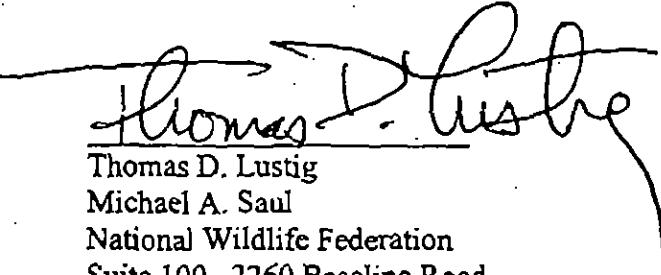
Dated: _____


KIT LANEY, General Partner, Laney
Cattle Co.
Dated: Aug. 3 - 05

Counsel for Laney Cattle Company

Dated: _____

Dated: August 8, 2005



Thomas D. Lustig

Michael A. Saul

National Wildlife Federation
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Boulder, Colorado 80302

303/786-8001 (ext. 18, 26); 303

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Albuquerque, New Mexico 87106

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Counsel for Intervenors National Wildlife

Federation, Gila Watch, New Mexico

Wildlife Federation, Rio Grande Chapter

of Trout Unlimited; Wilderness Watch,

and Center For Biological Diversity